



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

SB3138

Introduced 2/11/2014, by Sen. Sue Rezin

SYNOPSIS AS INTRODUCED:

510 ILCS 70/2.11 new
510 ILCS 70/17
510 ILCS 70/19 new

Upon entering a conviction for a violation of specified provisions of the Act, or of specified provisions of the Criminal Code of 2012, by a defendant 18 years of age or older, the presiding judge shall notify the defendant that the conviction will be reported to the national Do Not Adopt Registry. Provides that, for convictions that occurred on and after January 1, 2015, the clerk of the court shall send notice of the conviction and the defendant's name, date of birth, physical description (gender, ethnicity, eye color, hair color, height, weight), and offense for which the defendant has been convicted, to the national Do Not Adopt Registry. Provides that, for convictions that occurred before January 1, 2015, the clerk may send notice to the national Do Not Adopt Registry of convictions by a defendant 18 years of age or older. Provides that any animal shelter, pet store, animal breeder, or individual shall conduct a search of the national Do Not Adopt Registry prior to selling, transferring, delivering, or placing for adoption a companion animal to another person.

LRB098 20137 MGM 55440 b

1 AN ACT concerning animals.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Humane Care for Animals Act is amended by
5 changing Section 17 and by adding Sections 2.11 and 19 as
6 follows:

7 (510 ILCS 70/2.11 new)

8 Sec. 2.11. National Do Not Adopt Registry. "National Do Not
9 Adopt Registry" means the national registry of animal abuse
10 convictions maintained by the Animal Legal Defense Fund that
11 (1) contains the convicted person's name, date of birth,
12 physical description, the offense for which the person has been
13 convicted, and whether the person is prohibited from possessing
14 animals and (2) is free of charge, publicly accessible, and
15 searchable by full name and birthdate.

16 (510 ILCS 70/17)

17 Sec. 17. Penalties.

18 (a) Any person convicted of any act of abuse or neglect or
19 of violating any other provision of this Act, except Section 19
20 of this Act, for which a penalty is not otherwise provided, or
21 any rule, regulation, or order of the Department pursuant
22 thereto, is guilty of a Class B misdemeanor. A second or

1 subsequent violation is a Class 4 felony with every day that a
2 violation continues constituting a separate offense.

3 (b) The Department may enjoin a person from a continuing
4 violation of this Act.

5 (Source: P.A. 95-560, eff. 8-30-07.)

6 (510 ILCS 70/19 new)

7 Sec. 19. National Do Not Adopt Registry.

8 (a) Upon entering a conviction for a violation of Sections
9 3.01, 3.02, 3.03, 4.01, or 6 of this Act, or Sections 12-35 or
10 48-1 of the Criminal Code of 2012 by a defendant 18 years of
11 age or older, the presiding judge shall notify the defendant
12 that the conviction will be reported to the national Do Not
13 Adopt Registry. For convictions that occurred on and after
14 January 1, 2015, the clerk of the court shall send notice of
15 the conviction and the defendant's name, date of birth,
16 physical description (gender, ethnicity, eye color, hair
17 color, height, weight), and offense for which the defendant has
18 been convicted, to the national Do Not Adopt Registry. For
19 convictions that occurred before January 1, 2015, the clerk may
20 send notice to the national Do Not Adopt Registry of
21 convictions for violations of Sections 3.01, 3.02, 3.03, 4.01,
22 or 6 of this Act, or Sections 12-35 or 48-1 of the Criminal
23 Code of 2012 by a defendant 18 years of age or older.

24 (b) Any animal shelter, pet store, animal breeder, or
25 person shall conduct a search of the national Do Not Adopt

1 Registry prior to selling, transferring, delivering, or
2 placing for adoption a companion animal to another person.